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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of: **PRYOR**

Serial No.: 09/138,339

Examiner: A. Nelson

Filed: August 21, 1998

Art Unit: 2775

For: NOVEL MAN MACHINE INTERFACES AND
APPLICATIONS

Docket No.: P05591US2/DEJ

RECONSIDERATION OF HOLDING OF ABANDONMENT
UNDER MPEP §711.03 - NO ABANDONMENT IN FACT

Assistant Commissioner for Patents
Washington, D. C.

S I R:

A Notice of Abandonment for the above-identified application was mailed on September 21, 2000 which indicated that this application was abandoned by failure to respond to the Office Action mailed March 14, 2001. However, a response to the Office Action (a Notice of Appeal and EOT) was timely filed on September 14, 2001. Therefore, there was no abandonment in fact and the Notice of Abandonment was evidently mailed in error.

Enclosed herewith is a copy of the response timely filed on September 14, 2001, together with a copy of the stamped receipt for this response showing timely filing.

In view of the fact that there was no abandonment in fact, reconsideration of the holding of abandonment pursuant to MPEP §711.03 is requested. If any other action is

required by Applicant to effect further prosecution, please contact the undersigned as soon as possible.

Respectfully submitted,

Date: September 27, 2001

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